



05-19-03

1645

Docket No. 7096-102

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

#9

In re application of:

Ansar Pathan et al.

Serial No. 09/830,839

Filed: February 19, 2002

For: **TUBERCULOSIS DIAGNOSTIC TEST**

Examiner: Nita Minnifield

Group Art Unit: 1645

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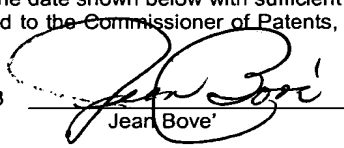
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**RESPONSE TO RESTRICTION REQUIREMENT**

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patents, p. o. Box 1450, Alexandria, VA 22313-1450

Date: May 16, 2003

  
Jean Bove

865 S. Figueroa St.  
Los Angeles, CA 90017-2576

Commissioner for Patents  
P. O. Box 1450  
Alexandria VA 22313-1450

Sir:

Please enter into the above-entitled application the following response to the Office Action of April 22, 2003 in which a requirement for restriction was made. In view of the remarks which follow it is respectfully requested that the requirement be reconsidered and withdrawn.

**REMARKS**

Applicant respectfully traverses the requirement for restriction and election of species. The Examiner would appear to be correctly referring in this instance to PCT Rules 13.1 and 13.2 as the rules which strictly apply for assessing unity of invention,